

Practitioner's Docket No. 701586-53023



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Charles R. Cantor, Chunming Ding

Application No.: 10/655,762

Group No.: 1645

Filed: 09/05/2003

Examiner: To be assigned

For: QUANTIFICATION OF GENE EXPRESSION

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Date:

9/24/04 *Sheila Aravina*

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir/Madam:

INFORMATION DISCLOSURE STATEMENT

In accordance with the provisions of 37 C.F.R. §1.56, 1.97, and 1.98, Applicants wish to bring to the Examiner's attention the following references, References A1-A4 cited in the attached Form PTO/SB/08a.

REMARKS

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed:

- X (1) within three (3) months of the Filing Date or **before the mailing date of the First Office Action** on the merits; or
- (2) within three months of the mailing date of the PCT International Search Report; or
- (3) after the period defined in (1) but before the mailing date of a **Final Rejection or Notice of Allowance**, and the requisite Certification or fee under Rule 1.17(p), namely **\$180.00**, is included herein; or

____ (4) after the mailing date of a **Final Rejection** or **Notice of Allowance** but before the payment of the **Issue Fee**, and the requisite Certification, petition, and petition fee are included herein.

 X A copy of the International Search Report is enclosed herewith.

It is respectfully requested that each of the documents shown on the attached form(s) PTO/SB/08a be made of record in this application.

Copies of these documents (CHECK ONE):

 X are enclosed herewith; or

____ have been cited in the parent application, and are thus not being resubmitted herein.

FEE AUTHORIZATION

The Commissioner is authorized to charge fee deficiencies or credit overpayments associated with this submission to the NIXON PEABODY LLP Deposit Account No. 50-0850.

Date: September 24, 2004

Respectfully submitted,



Ronald I. Eisenstein (Reg. No. 30,628)
Leena H. Karttunen (37 C.F.R. 10.9(b))
NIXON PEABODY LLP
100 Summer Street
Boston, MA 02110-2131
(617) 345-6054



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6. COPY-References A2-A5; and
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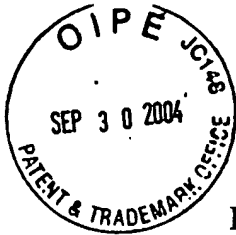
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Sheila F. Gravina



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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

1

of

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Complete if Known

Application Number	10/655,762
Filing Date	09/05/2003
First Named Inventor	Charles R. Cantor
Art Unit	1645
Examiner Name	To be assigned
Attorney Docket Number	701586-53023

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)				
	A2	US-	6,268,147 B1	07/31/2001	Beattie et al.	
	A3	US-	6,297,017 B1	10/02/2001	Schmidt et al.	
	A4	US-	6,387,629 B1	05/14/2002	Schneider et al.	
	A5	US-	6,558,902 B1	05/06/2003	Hillenkamp	
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FOREIGN PATENT DOCUMENTS

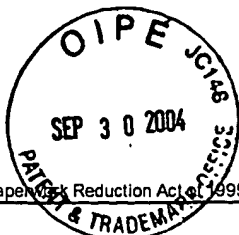
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.¹ Applicant's unique citation designation number (optional).² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/655,762
	Filing Date	September 5, 2003
	First Named Inventor	Charles R. Cantor
	Art Unit	1645
	Examiner Name	To be assigned
Total Number of Pages in This Submission	Attorney Docket Number	701586-53023

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC)
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<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Ronald I. Eisenstein (30,628) Leena H. Karttunen (37 CFR Sec. 10.9(b)) Nixon Peabody LLP, 100 Summer Street, Boston, MA 02110
Signature	
Date	9/24/2004

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Typed or printed name	Sheila F. Gravina		
Signature		Date	Sept. 24, 2004

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